

Attorney:
TARA FEHUSH
K&L GATES
599 LEXINGTON AVENUE
NEW YORK NY 10022



UNITED STATES DISTRICT COURT, NORTHERN DISTRICT
OF NEW YORK

TYLER TECHNOLOGIES, INC
Plaintiff

NEW YORK STATE DEPARTMENT OF TAXATION AND FINANCE, ET AL
Defendant

Index / case #: 1:22-CV-00877

AFFIDAVIT OF SERVICE

ALBANY County, State of: NEW YORK Robert WEISS being sworn,
says: Deponent is not a party herein, is over the age of 18 years and resides in the State of: NEW YORK
On 8/24/22 at 11:15 am/pm at: W.A. HARRIMAN CAMPUS BUILDING 9 ALBANY NY 12227

Deponent served the within: SUMMONS & COMPLAINT
CIVIL COVER SHEET; NOTICE OF FILING ORDER; PLAINTIFF'S RULE 7.1 CORPORATE DISCLOSURE STATEMENT

On which were set forth the Index No., herein, and date of filing

On: **MICHAEL SHOLLAR EXECUTIVE DEPUTY COMMISSIONER - NEW YORK STATE DEPARTMENT OF TAXATION**
(herein after called the recipient) therein named.

- ☐ Individual By delivering a true copy of each to said recipient personally; Deponent knew the person so served to be the person described in as said recipient therein
- ☐ Suitable Age person By delivering thereat a true copy of each to: _____
a person of suitable age and discretion. Said premises is recipients [] Actual Place of Residence
[] Actual Place of Business within the State.
- ☐ Affixing to Door By affixing a true copy of each to the door of said premises which is recipients [] Actual Place of Residence
[] Actual Place of Business, within the State
Deponent was unable with due diligence to find recipient or person of suitable age and discretion thereat having called there
- ☒ Corporation or Partnership By delivering thereat a true copy of each to: NEEDZ KELLY **MANAGING AGENT**
personally. Deponent knew said corporation / partnership so served to be the corporation / partnership described in said
aforementioned document as said recipient and knew said individual to be _____ thereof.
- ☐ Mailing Within 20 days of such delivery, or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient at recipients last known [] Actual Place of Residence [] Actual Place of Business
at _____
and deposited said envelope in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "personal and confidential" and did not indicate on the outside, thereof by return address or otherwise that the communication was from an attorney or concerned an action against the defendant.
- ☒ Description [] Male ☒ White skin [] Black hair [] 14-20 Yrs [] Under 5' [] Under 100 Lbs
[] Female [] Black skin [] Brown hair [] 21-35 Yrs ☒ 5'0"-5'3" ☒ 100-130 Lbs
[] Yellow skin [] Gray hair ☒ 36-50 Yrs [] 5'4"-5'8" [] 131-160 Lbs
[] Brown skin ☒ Blonde hair [] 51-65 Yrs [] 6'9"-6'0" [] 161-200 Lbs
[] Red skin [] Red hair [] Over 65 Yrs [] Over 6' [] Over 200 Lbs

Other Identifying Features _____

- ☐ Military Service I asked the person spoken to whether recipient was in active military service of the United States or the State of New York in any capacity whatever and received a negative reply. The source of my information and the grounds of my belief are the conversations and observations above narrated.

☐ Subpoena Fee Tendered in the amount of _____

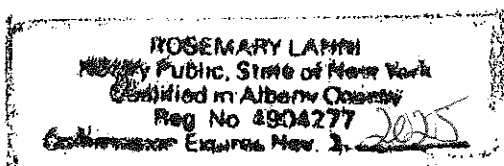
Sworn to before me on 8-30-22

Rosemary Lamm

Robert Weiss
(Print name below signature)

File No. 1285789.00337

Work Order No. 593282



AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Northern District of New York

TYLER TECHNOLOGIES, INC.,

Plaintiff(s)

v.

NEW YORK STATE DEPARTMENT OF TAXATION
AND FINANCE and NEW YORK STATE OFFICE OF
INFORMATION TECHNOLOGY SERVICES

Defendant(s)

Civil Action No. 1:22-cv-877 (DNH/DJS)

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Michael Shollar, Executive Deputy Commissioner, NEW YORK STATE
DEPARTMENT OF TAXATION AND FINANCE, at Building 9, W.A. Harriman State
Office Campus, Albany, New York 12227

Jennifer Lorenz, Deputy Chief Information Officer, NEW YORK STATE OFFICE OF
INFORMATION TECHNOLOGY SERVICES at Empire State Plaza, Swan Street

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Tara L. Pehush
599 Lexington Avenue
New York, NY 10022-6030
Telephone: 212.536.3900
Facsimile: 212.536.3901
tara.pehush@kgates.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

John Dominus
Clerk of Court



8/24/2022

Date:

s/Kathy Rogers

Signature of Clerk or Deputy Clerk